

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

SAVIENT PHARMACEUTICALS, INC., )

Plaintiff, )

v. )

SANDOZ, INC. and UPSHER-SMITH  
LABORATORIES, INC., )

Defendants. )

Civil Action No.  
06-cv-5782 (PGS)

STIPULATION DISMISSING  
CLAIMS AND  
COUNTERCLAIMS WITHOUT  
PREJUDICE  
(Fed. R.Civ.P. 41)

Plaintiff Savient Pharmaceuticals, Inc. ("Savient") and Defendants Sandoz, Inc. ("Sandoz") stipulate that the claims alleged against Sandoz in the Complaint and the counterclaims alleged against Savient in Sandoz's Amended Answer to the Complaint are withdrawn without prejudice pursuant to Rules 41(a) and 41(c) of the Federal Rules of Civil Procedure.

Dated: ~~December 27, 2007~~  
Jan 2, 2008

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SO ORDERED

Peter G. Sheridan

Peter G. Sheridan, U.S.D.J.